

**MINUTES OF THE COURT OF APPEAL  
STATE OF CALIFORNIA  
SECOND APPELLATE DISTRICT**

**August 31, 1999**

DIVISION ONE

B126193      Clarity Telecom, Inc., etc.                      (Not for Publication)  
                 v.  
                 Harco, Inc. and The Fairchild Corporation

That portion of the judgment awarding Clarity \$176,684 in damages is modified as follows: The \$89,397 in damages awarded to Clarity on its third cause of action for breach of oral contract against Harco is stricken. The \$87,287 in damages awarded to Clarity on its fourth cause of action for breach of written contract against Harco is reduced to \$65,983.44. As modified, the judgment is affirmed. Each party is to bear its own costs on appeal.

Spencer, P.J.

We concur:    Ortega, J.  
                 Vogel (Miriam A.), J.

August 31, 1999-Continued

## DIVISION ONE (Continued)

B125936 Siemens Components, Inc. (Not for Publication)  
v.  
Sheldon

The judgment is affirmed.

Spencer, P.J.

We concur: Ortega, J.  
Vogel (Miriam A.), J.

DIVISION TWO

B128395      Saber  
v.  
Leeper

(Not for Publication)

The judgment is modified 1) to state that the total award for professional negligence against Leeper, before interest, is \$58,323.85; and 9) to provide for judgment in favor of Leeper and against Saber on the cross-complaint in the amount of \$1,400. As so modified, the judgment is affirmed. Each party shall bear his own costs of appeal.

Nott, J.

We concur: Boren, P.J.  
Zebrowski, J.

## DIVISION FOUR

B121438      People  
v.  
Dennis Lee Epps

Filed order modifying opinion. Petition for rehearing is denied. (No change in the judgment)

DIVISION FOUR (Continued)

B119495      Shabtay et al.                      (Not for Publication)  
                 v.  
                 20th Century Insurance Company

The judgment is affirmed.

Curry, J.

We concur:    Vogel (C.S.), P.J.  
                 Epstein, J.

B127789      Los Angeles County, D.C.F.S.                      (Not for Publication)  
                 v.  
                 Terrie C. and Scott C.

The order is reversed.

Hastings, Acting P.J.

We concur:    Curry, J.  
                 Kuhl, J. (Assigned)

B127447      Los Angeles County, D.C.F.S.                      (Not for Publication)  
                 v.  
                 Maria M.

The orders are affirmed.

Curry, J.

We concur:    Hastings, Acting P.J.  
                 Kuhl, J. (Assigned)

## DIVISION FOUR (Continued)

[illegible]

For the foregoing reasons, the judgment is affirmed and the trial court is directed to prepare and forward to the Department of Corrections an amended abstract of judgment which accurately reflects the judgment pronounced in this matter.

Epstein, J.

We concur: Vogel (C.S.), P.J.  
Hastings, J.

B123614      People  
v.  
Steve Lewis

For the foregoing reasons, the judgment is affirmed.

Vogel (C.S.), P.J.

We concur: Epstein, J.  
Curry, J.

B128703      People                                  (Not for Publication)  
v.  
Donald E. Murdaugh

For the foregoing reasons, the judgment is modified to grant appellant a total of 290 days of presentence credit against his sentence, and as modified, is affirmed. The trial court is instructed to prepare and forward to the Department of Corrections an amended abstract of judgment reflecting this modification.

Hastings, J.

We concur: Epstein, Acting P.J.  
Curry, J.

August 31, 1999-Continued

DIVISION SIX

B125475      A & J Sanchez Co., Inc.      (Not for Publication)  
v.  
Engineering Development Associates

The summary judgment is affirmed. Costs are awarded to EDA.

Gilbert, Acting P.J.

We concur: Yegan, J.  
Coffee, J.

B121448 People (Not for Publication)  
v.  
Frutos

The clerk of the superior court is ordered to correct the abstract of judgment to reflect that appellant was ordered to pay a \$10,000 restitution fine pursuant to section 1202.4; a \$10,000 parole revocation fine pursuant to section 1202.45, stayed pending successful completion of parole; and a fine of \$200 pursuant to section 290.3, plus penalty assessments of \$340. The abstract of judgment must be further corrected to reflect appellant is ordered to register as a sex offender for life, to provide blood and saliva samples pursuant to section 290.2 at the request of the parole officer, and to provide a blood sample for Aids testing pursuant to section 1202.1. The judgment is affirmed.

Matz, J. (Assigned)

We concur: Yegan, Acting P.J.  
Coffee, J.